

NOV 24 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

DAVID J. MALAND, CLERK
BY
DEPUTY

3:22 p.m.

EARNEST HOYE

Plaintiff

V.

UPSHUR COUNTY, TEXAS

Defendant

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§

CIVIL ACTION NO: 6:08CV391

JUDGE SCHNEIDER

JURY VERDICT FORM

Question No. 1

Do you find by a preponderance of the evidence that Defendant failed to promote Plaintiff Earnest Hoyer based upon his race, African-American?

Answer "Yes" or "No".

Answer: NO

Please go to Question No. 2.

MHS

Question No. 2

Do you find by a preponderance of the evidence that Defendant subjected Plaintiff Earnest Hoyer to a hostile work environment as a result of his race, African-American?

Answer "Yes" or "No".

Answer: NO

If you answered "Yes" to either Question No. 1 or Question No. 2, please answer Question No. 3.

Question No. 3

What sum of money, if any, do you find by a preponderance of the evidence will fairly and reasonably compensate Plaintiff Earnest Hoye for any damages proximately caused by Defendant?

Answer in dollars and cents, or "none".

A. Back pay and benefits:

ANSWER: \$ _____

B. Future loss of earnings:

ANSWER: \$ _____

C. Past emotional pain, suffering, inconvenience, mental anguish, loss of enjoyment of life, and other nonpecuniary losses:

ANSWER: \$ _____

D. Future emotional pain, suffering, inconvenience, mental anguish, loss of enjoyment of life, and other nonpecuniary losses:

ANSWER: \$ _____

The foreperson is requested to initial and date this document in the spaces provided below as the unanimous verdict of the jury.

DATE

11/24/09

FOREPERSON

